

**Application No.: 10/577,285**  
**Docket No.: 33138-US-PCT**  
**LNG File No. 63618.US**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In re Application of: Barbara Podobnik**

**Group Art Unit: 1647**

**Application No.: 11/577,285**

**Confirmation No.: 2838**

**Filed: October 10, 2006**

**Examiner: Stoica, Elly Gerald**

**Title: Stable Pharmaceutical Composition  
Comprising Granulocyte-Colony Stimulating  
Factor**

**RESPONSE TO COMMUNICATION MAILED APRIL 7, 2009**

Office of Data Management  
Application Assistance Unit  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Communication mailed April 7, 2009, Applicants respectfully request that the following remarks be considered.

The information required by 37 CFR 3.73(b) was provided on the Revocation of Power of Attorney and Appointment of Substitute Attorney filed on April 2, 2009.

**REMARKS**

On April 2, 2009, Applicants filed a Revocation of Power of Attorney and Appointment of Substitute Attorney forms on the following three U.S. Patent Applications; U.S. Application No. 10/577,285; U.S. Application No. 10/522,826; and U.S. Application No. 10/522,827. Using the exact same form for each case, the Applicants provided the assignment information required by 37 CFR 3.73(b) (e.g., reel and frame number) and attached the recordation of assignment as further evidence.

The Revocation of Power of Attorney and Appointment of Substitute forms for U.S. Patent Application Nos. 10/522,826 and 10/522,827 were accepted (see attached). The same form used for U.S. Patent Application 10/577,285 was denied (see attached).

Applicants respectfully assert that the information required by 37 CFR 373(b) is provided in the Revocation of Power of Attorney and Appointment of Substitute Attorney form filed on April 2, 2009, for U.S. Application 10/522,825 as evidenced by the USPTO's acceptance of the same Revocation of Power of Attorney and Appointment of Substitute Attorney forms filed for U.S. Application Nos. 10/522,826 and 10/522,827.

Applicants once again respectfully submit the Revocation of Power of Attorney and Appointment of Substitute Attorney form and they urge the Commissioner to reconsider and accept this Power of Attorney and Appointment of Substitute Attorney.

If the Commissioner identifies further issues which may be resolved by telephone, the Commissioner is invited to contact the undersigned at (865) 546-4305.

The fee for this filing, along with any other fees which may be due with respect to this response, may be charged to our Deposit Account No. 12-2355.

Respectfully submitted,

LUEDEKA, NEELY & GRAHAM, P.C.

By: *Mark S. Graham*  
Mark S. Graham  
Registration No. 32,355

Date: April 17, 2009  
P.O. Box 1871  
Knoxville, Tennessee 37901  
(865) 546-4305

E-Filing



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United States Patent and Trademark Office  
Address COMMISSIONER FOR PATENTS  
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Alexandria, Virginia 22313-1418  
www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/522,826	07/21/2005	Viktor Menart	LB/G-32991A/LEK

**CONFIRMATION NO. 4802**

**POA ACCEPTANCE LETTER**

83721

Lek (Slovenia) - LUEDEKA, NEELY & GRAHAM, P.C.  
P.O. BOX 1871  
Knoxville, TN 37901



**Date Mailed: 04/07/2009**

**NOTICE OF ACCEPTANCE OF POWER OF ATTORNEY**

This is in response to the Power of Attorney filed 04/02/2009.

The Power of Attorney in this application is accepted. Correspondence in this application will be mailed to the above address as provided by 37 CFR 1.33.

/nmohammed/

Office of Data Management, Application Assistance Unit (571) 272-4000, or (571) 272-4200, or 1-888-786-0101



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P.O. Box 1410  
Alexandria, Virginia 22313-1410  
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APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/522,827	01/31/2005	Simona Jevsevar	LB/G-32992A/LEK

**CONFIRMATION NO. 2050**

**POA ACCEPTANCE LETTER**



000000035358242

Date Mailed: 04/13/2009

Mark S. Graham, Esq.  
LUEDEKA, NEELY & GRAHAM, P.C.  
P.O. Box 1871  
Knoxville, TN 37901

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/s/ureshi/

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 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/577.285	10/10/2006	Barbara Podobnik	33138-US-PCT

72554  
 SANDOZ INC  
 506 CARNEFIE CENTER  
 PRINCETON, NJ 08540

CONFIRMATION NO. 2838



\*OC000000035372292\*

Cc: LEK (SLOVENIA) - LUEDEKA, NEELY & GRAHAM, P.C.  
 P.O. BOX 1871  
 KNOXVILLE, TN 37901

Date Mailed: 04/07/09

## DENIAL OF REQUEST FOR POWER OF ATTORNEY

The request for Power of Attorney filed 04/02/09 is acknowledged. However, the request cannot be granted at this time for the reason stated below.

- ☐ The revocation is not signed by the applicant, the assignee of the entire interest, or one particular principal attorney having the authority to revoke.
- ☒ The Power of Attorney is from an assignee and the Certificate required by 37 CFR 3.73(b) has not been received.
- ☐ The person signing for the assignee has omitted their empowerment to sign on behalf of the assignee.
- ☐ The inventor(s) is without authority to appoint attorneys since the assignee has intervened as provided by 37 CFR 3.71.
- ☐ The signature(s) of \_\_\_\_\_, a co-inventor in this application, has been omitted. The Power of Attorney will be entered upon receipt of confirmation signed by said co-inventor(s).
- ☐ The person(s) appointed in the Power of Attorney is not registered to practice before the U.S. Patent and Trademark Office.

Questions relating to this Notice should be directed to the Application Assistance Unit.

Nureddin Mohammed

Office of Data Management, Application Assistance Unit (571) 272-4000, or (571) 272-4200, or 1-888-786-0101